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PTO/SB/05 (1/98)

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	M-7165-6C US
First Named Inventor or Application Identifier	Ali Saleh
Title	A Virtual Path Restoration Scheme Using Fast Dynamic Mesh Restoration In An Optical Network
Express Mail Label No.	EL071858980 US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Commissioner for Patents  
 Box Patent Application  
 Washington, D.C. 20231

- ☒ Fee Transmittal Form - *see page 2 of this form.*  
 (Submit an original, and a duplicate for fee processing)
- Application:
  - ☒ Specification: (preferred arrangement set forth below)  
 Descriptive title of the Invention,  
 Cross References to Related Applications,  
 Reference to Microfiche Appendix,  
 Background of the Invention,  
 Brief Summary of the Invention,  
 Brief Description of the Drawings, and  
 Detailed Description (all totaling 27 pages)  
 Appendix(ces) \_\_\_\_\_, & \_\_\_\_\_ (\_\_\_\_\_ pages)
  - ☒ Claim(s) 34 pages
  - ☒ Abstract of the Disclosure 1 page
  - ☒ Drawing(s) (35 USC 113) [Total Sheets 15]
  - Oath or Declaration ☒ unsigned [Total Pages 3]
    - ☐ Newly executed (original or copy)
    - ☒ Copy from prior application (37 CFR §1.63(d))  
 (for continuation/divisional with Box 17 completed)
    - ☐ DELETION OF INVENTOR(S)  
 Signed statement attached deleting inventor(s) named in the prior application,  
 see 37 CFR 1.63(d)(2) and 1.33(b).
- ☒ Incorporation By Reference (useable if Box 4b is checked)  
 The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- ☐ Microfiche Computer Program Appendix consisting of \_\_\_\_\_ pages of microfiche containing \_\_\_\_\_ frames on each page in accompanying envelope.
- Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - ☐ Computer Readable Copy
  - ☐ Paper Copy (identical to computer copy)
  - ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

- ☐ Assignment Papers (cover sheet & documents) \_\_\_\_\_ pages
- ☐ 37 CFR §3.73(b) Statement ☐ Power of Attorney  
 (combined when there is an \_\_\_\_\_ with Patent Declaration Assignee.)
- ☐ English Translation Document (if applicable)
- ☐ Information Disclosure Statement (IDS) & ☐ PTO-1449 ☐ \_\_\_\_\_ Copies of IDS Citations/References
- ☒ Preliminary Amendment 2 pages
- ☒ Return Receipt Postcard (MPEP 503)  
 (should be specifically itemized)
- Small Entity Status
  - ☐ Small Entity Statement Enclosed \_\_\_\_\_ pages
  - ☐ Statement filed in prior application; and status still proper and desired
  - ☐ Is no longer claimed.
- ☐ Certified Copy of Priority Document(s)  
 (if foreign priority is claimed)
- ☐ Other:
  - ☐ Copy of Petition for Extension of Time filed in parent appln.;
  - ☒ Non Publication Request

- If a CONTINUING APPLICATION, check appropriate box and supply the requisite information and a preliminary amendment:
  - ☒ Continuation ☐ Divisional of prior application No. Unknown  
 Filed on December 29, 2000, entitled: A Virtual Path Restoration Scheme Using Fast Dynamic Mesh Restoration in an Optical Network.

PRIOR APPLICATION INFORMATION: Examiner: Unknown Group Art Unit: 2731

## 18. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label or ☒ Correspondence address below

Name	Samuel G. Campbell III		Reg. No. 42,381	
Attorneys for Applicant	Skjerven Morrill MacPherson LLP			
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**19. Fee calculations.**

CLAIMS (Number Filed)	(1) FOR	(2)		(3) NUMBER EXTRA		(4) RATE		(5) CALCULATIONS
1	TOTAL CLAIMS (37 CFR 1.16(c))	-20	=	0	X	\$18	=	\$ 0.00
1	INDEPENDENT CLAIMS (37 CFR 1.16(b))	-3	=	0	X	\$80	=	\$ 0.00
<input type="checkbox"/>	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.18(d))				+	\$260.00	=	
						BASIC FEE (37 CFR 1.16(a))	=	\$ 710.00
						Total of above Calculations	=	\$ 710.00
						Reduction by 50% for filing by small entity (Note 31 CFR 1.9, 1.27, 1.28)	=	
						TOTAL	=	\$ 710.00

20. **FEES:** The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. **19-2386**:

- a. ☐ Fees required under 37 CFR 1.16. (U.S. Application Filing Fees)  
 b. ☐ Fees required under 37 CFR 1.17. (Conditional Extension of Time Fees)  
 c. ☐ Fees required under 37 CFR 1.18. (Patent Issue Fees)

21. ☐ Other: **No fees are to be charged at this time.**

**NOTE:**

The prior application's correspondence address will carry over to this UPA UNLESS a new correspondence address is provided below.

**22. NEW CORRESPONDENCE ADDRESS**

☐ Customer Number or Bar Code Label

☐ New correspondence address below

NAME					
ADDRESS					
CITY	STATE	ZIP CODE			
COUNTRY	TELEPHONE	FAX			

**23. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Skjerven Morrill MacPherson LLP 25 Metro Drive, Suite 700 San Jose, CA 95110 Tel. (512) 794-3600 Fax. (512) 794-3601	
Date:	December 30, 2000
Name	Samuel G. Campbell III Reg. No. 42,381
Signature	
Express Mail Label No.	EL071858980US

**No fees are to be charged at this time.**


EXPRESS MAIL LABEL NO:  
EL EL071858980 US

MODIFIED PTO/SB/35 (11-00)

<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	Inventors		Saleh, Ali N.; Zadikian, H. Michael; Baghdasarian, Zareh; Parsi, Vahid
	Title	A Virtual Path Restoration Scheme Using Fast Dynamic Mesh Restoration In An Optical Network	
	Attv Docket Number	M-7165-6C US	

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

December 30, 2000  
Date

  
Sam Campbell

Sam Campbell  
Attorney for Applicants  
Reg. No.: 42,381

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing.**

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

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